UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

MICHELLE CARTER.

Plaintiff,

- against -

JPMORGAN CHASE BANK, N.A.,

Defendant.

JPMORGAN CHASE BANK, N.A.,

Third-Party Plaintiff,

- against -

DAHALEEL 1, INC. d/b/a ROCKAWAY FARM DELI & GRILL, SALEM N. AL-GEMSH, SALAH M. OMAIRAT, AMMAR Y. AWAWDEH, 579 ISLAND MARKET, INC. d/b/a BREAD AND BUTTER MARKET, YASER AWAWDEH, MUHAMMED PRATTS, LAMONT ROBINSON, MOHAMMED KHATARI, PICKLES & OLIVES, INC., MAZEN DELI GROCERY CORP., KAMAL DARWISH, MUKHTER OMAIRAT, RANDY PRATTS, AHMED OMAIRAT, and "JOHN DOE NO. 1" to "JOHN DOE NO. 10," inclusive, the last ten names being fictitious and unknown to the third-party plaintiff,

Third-Party Defendants.

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE OF FIRST PARTY ACTION AS TO

JPMorgan Chase Bank, N.A.

17-cv-539 (AMD) (SLT)

Case No.:

IT IS HEREBY STIPULATED AND AGREED by and between counsel for the undersigned parties that the above first-party action is dismissed with prejudice against defendant JPMorgan Chase Bank, N.A. ("Chase") only, without costs to any party.

IT IS FURTHER STIPULATED AND AGREED that the undersigned counsel consent to this Court's retention of jurisdiction over Chase solely for the purpose of enforcing the terms of the Settlement Agreement between plaintiff and Chase. The Settlement Agreement is not being filed with the Court.

This Stipulation may be signed in counterparts and electronic/facsimile copies and/or photocopies shall be considered originals for all purposes.

Dated:

New York, New York

July 3, 2018

KUPILLAS, UNGER & BENJAMIN, LLP

Jeffrey Benjamin

Attorneys for Plaintiff

Michelle Carter

5 Penn Plaza, 23rd Floor

New York, NY 10001

(212) 655-9536

ZEICHNER ELLMAN & KRAUSE LLP

1 Neuman Stephen F. Ellman

Ronald M. Neumann

David S.S. Hamilton

Attorneys for Defendant

JPMorgan Chase Bank, N.A. 1211 Avenue of the Americas

New York, New York 10036

(212) 223-0400

SO ORDERED:

United States District Judge